

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

FAIR ISAAC CORPORATION, a)	Case No. 16-cv-1054 (DTS)
Delaware corporation,)	
)	
Plaintiff,)	
)	
v.)	
)	
FEDERAL INSURANCE COMPANY,)	
an Indiana corporation, and ACE)	
AMERICAN INSURANCE)	
COMPANY, a Pennsylvania)	
corporation,)	
)	
Defendants.)	

JOINT STIPULATION REGARDING INADMISSIBILITY

Plaintiff Fair Isaac Corporation (“FICO”) and Defendants Federal Insurance Company (“Federal”) and ACE American Insurance Company (“ACE American”) (collectively, “Defendants”) hereby stipulate to the following:

1. Documents and communications relating to negotiations between FICO and Federal, Chubb & Son (a division of Federal), and/or Chubb, or done in furtherance of those negotiations, dated February 27, 2016 through March 29, 2016 are inadmissible for any purpose and may not be introduced, discussed, or admitted at trial (hereinafter, collectively the “Negotiation Materials”). Such Negotiation Materials include but are not limited to the following documents: P-0097, P-0256, P-0257, P-0614, P-0139, P- 0232, P-0258, P-0259, P-0689, P-0261, P-0141, P-0262, P-0419, P-0233, P-0265, P-0266, P-0083, P-0099, P-615, P-0234, P-0100, P-0853, P-0101, P-0263, P-0854, P-0933, P-0852, P- 0102, P-0142, P-0066, P-0098, P-0068, P-0084, P-0235, P-0140, P-0260. As part of

this agreement, the parties have also agreed that D-0160 will not be introduced, discussed, or admitted at trial. This exclusion includes documents and communications internal to the respective Parties but which relate to, or were done in furtherance of, negotiations between FICO and Federal, Chubb & Son (a division of Federal), and/or Chubb taking place between February 27, 2016 through March 29, 2016.

2. Testimony from any Party relating to negotiations between FICO and Federal, Chubb & Son (a division of Federal), and/or Chubb, or done in furtherance of such negotiations, dated February 27, 2016 through March 29, 2016 is inadmissible for any purpose. This exclusion includes discussion of the content of Negotiation Materials dated February 27, 2016 through March 29, 2016.

3. FICO's termination letter dated March 30, 2016 (P-0103) is admissible.

The Parties request that the Court enter the proposed Order filed concurrently herewith.

MERCHANT & GOULD P.C.

DATE: February 20, 2023

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